

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Engelhardt et al.

Serial No.: 10/718,391 Group Art Unit: 1634

Filed: November 19, 2003 Examiner: Salmon, K.

For: **PROCESS FOR SELECTIVE EXPRESSION OF NUCLEIC ACID
PRODUCTS**

Confirmation No.: 9721

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. 1.56, 1.97 and 1.98, Applicants submit herewith references which they believe may be material to the patentability of this application and with respect to which there may be a duty to disclose in accordance with 37 C.F.R. 1.56.

While the references may be "material" under 37 C.F.R. 1.56, it is not intended to constitute an admission that the references are "prior art" unless specifically designated as such.

The filing of this Information Disclosure Statement shall not be construed as a representation that no other material references than those listed exist or that a search has been conducted.

The references are listed in Form PTO SB08a (in accordance with the requirements of MPEP 609). The references listed in the accompanying form PTO SB08a, which have not been made of record in the instant application, are US patent documents, foreign patent documents and non-patent literature made of record in the parent cases 08/182,621;

09/302,817; and 10/260/031, and in other related cases 09/302,816; 09/302,818; 09/727,349; 09/302,816; 10/717,140; and 10/713,183. The non-patent literature includes Office Actions issued in related cases. The Office Actions can be downloaded from PAIR. References not previously submitted and made of record in a parent case, and additional references previously submitted and made of record in related cases but not in a parent case are submitted herewith. For Examiner's reference, this application is a continuation of application serial no. 10/260,031, filed June 6, 2003; which is a continuation of application serial no. 09/302,817, (abandoned); February 3, 1998; which is a division of 08/182,621

It is respectfully requested that these references be considered by the Patent and Trademark Office in its examination of the above-identified application and be made of record therein. The Examiner is also invited to contact the Undersigned if there are any questions concerning this paper or the attached references.

The Information Disclosure Statement submitted herewith is being filed
[] after submitting the RCE but before any subsequent Office Action
[] before the mailing date of a first Office Action on the merits
[X] after the mailing date of a first Office Action on the merits. Please charge the fee of \$180 to deposit account no. 05-1135.

Respectfully submitted,

Date: March 13, 2008 /Cheryl H Agris/
Cheryl H. Agris, Reg. No. 34,086